

MX304*

Western Australian Marine Act 1982

**W.A. Marine (Hire and Drive Vessels)
Amendment Regulations (No. 2) 2008**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *W.A. Marine (Hire and Drive Vessels) Amendment Regulations (No. 2) 2008*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Regulations amended

The amendments in these regulations are to the *W.A. Marine (Hire and Drive Vessels) Regulations 1983*.

4. Regulation 3 amended

(1) In regulation 3:

- (a) delete the definition of *Code* and insert:

Code means the Uniform Shipping Laws Code incorporating the amendments adopted by the Australian Transport Council on 1 October 2007;

- (b) insert in alphabetical order:

NSCV means the National Standard for Commercial Vessels described in the Code.

(2) After regulation 3 insert:

Note: The definition of *Code* refers to the Code as amended by Amendment Lists 5 and 6 adopted by the Australian Transport Council on 1 October 2007 and available at http://www.nmsc.gov.au/uslcode_2.html. That version of the Code contains provisions that affect the operation of regulations that refer to it, and should be referred to when interpreting those regulations.

5. Regulation 4 amended

In regulation 4(2)(e) delete the passage commencing with “3.1.3 (k) the possession” and ending with “or sailboarding;”.

6. Regulation 5 replaced

Delete regulation 5 and insert:

5. Construction of Code

In the construction of the Code as incorporated in these regulations, words and expressions defined in the NSCV, Part B, Clause 1.8 shall, unless otherwise provided by the Act or these regulations, have the meanings assigned in that clause.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.
